

DAVID COOPER
PLAINTIFF,

V.

RECEIVED

CASE NO. 2:06-cv-00478-MHT

2006 AUG 14 A 9:38

DR. NICHOLS, et al,
DEFENDANTS

DEBRA P. BALKETT, CLK
U.S. DISTRICT COURT
MIDDLE DISTRICT ALA

PLAINTIFF RESPONDING TO AFFIDAVIT COLBURN LPN.

comes now, the plaintiff, pro se in the above styled manner,
pursuant to F.R.Civ.P. 56, plaintiff, responding to affidavit
of Gail Colburn LPN. Plaintiff, states that he will
take oath at jury trial to all his statement,

1. Plaintiff doesn't denied this statement.
2. Plaintiff, doesn't denied this statement,
3. Plaintiff, doesn't denied this statement,
4. Plaintiff, states that see exhibit - 18, further states that no
defendants is telling the truth.
5. Plaintiff, also states that no defendants has denied not
giving plaintiff, his medication on 4-8-06 and plaintiff
denied ~~that~~ that he has stated he didn't receive
medication on 4-9-06 about 3:00 p.m.,
6. Plaintiff doesn't denied this statement,
7. Plaintiff, denied this statement and plaintiff, continue
to states that nurse Dees, and nurse Burkett, did
his physical
8. Plaintiff denied in part about vision are voiding problem
denied also about abrasion on his left arm and eye
glasses is in his property at the city jail. See
exhibit - 12.

- to deceive the honorable magistrate judge, see exhibit - 14
10. plaintiff, denied this statement and believe that he had put in a Sick-call request See exhibit 1, 2.
11. plaintiff, totally denied this statement and that nurse Williams has lost all of her credibility trying to play Doctor and nurse See exhibit-K, maximum exposure.
12. plaintiff, denied this statement and states that a nurse name unknown gave plaintiff, medication because he had problem breathing other words shortness of breath.
13. plaintiff, denied this statement and further states that no X-ray has ever occurred here at this facility see also exhibit-H, and Plaintiff, states that he has have (5) Five Heart failure in elton M.D. has to their is only one hospital their who will verify this information.
14. plaintiff states that DR. nichols has just admitted that I was seen by him complaining about my prostate problem as to which paragraph 16 which stated that I refuse medical treatment and then ~~5~~ stated this was the only Sick-call Slip I had ever completed plaintiff states that DR. nichols is a repeatedly liar and continue to attempted to deceive this court with a pack of lies including his entire medical staff.
15. plaintiff, agree with DR. Senders statement.
16. plaintiff, states nurse Colburn Lpn, has also perjury her self in attempting to cover for DR. nichols and who also is trying to deceive the magistrate judge to believe in all these lies, plaintiff further stated that he wish to see a copy of plaintiff signature on this Refuser.

17. plaintiff, states that it was an emergency situation regarding his prostate Hypertroph Cancer See exhibit-3, 4.

18. plaintiff states that he filed a grievance of 5-13-06, and that this problem started on 5-11-06 thru 5-17-06 when he received his prostate medication see exhibit-15, and 17, showing that as of 5-15-06 he didn't receive any medication as of that date which 5-15-06, grievance response.

19. plaintiff, stated that exhibit-5, thru 10 especially exhibit-7, 9, which clearly states that assessment plan cont., at the top of exhibit 9, H/O aortic Valve Replacement aware as to which I was inform of this surgery was to take place. exhibit-7 clearly shows that 1 and 3, at the top of the page which clearly and

Plainly my heart valve is abnormal, by Albert V. Chan, M.D. plaintiff further states that exhibit 4-8 bottom paragraph clearly and plainly states that P.R. Bajaj M.D. states that will carefully replace as to which plaintiff can't read all doctors writing. plaintiff further states that all of these defendants are liars and ignorantly trying to deceive what I call is a knowledgeable magistrate judge who has seen it all regarding constitutional rights and heard it all, the defendants has only deceive themselves.

20. plaintiff states that he denied this statement.

21. plaintiff states that see exhibit-3, 4 regarding his Prostate Hypertroph Cancer and see exhibits 5 thru 10.

Date 8-9-06
David Cooper, 7743
Plaintiff, prose.

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18. Plaintiff, denied this statement and further stated that exhibit 15 and 17 will clearly and plainly show this court that nothing commenced on 5-15-06, and that this statement say that they was waiting on the medication to commence on 5-15-06.

19. Plaintiff, doesn't denied this statement.

20. Plaintiff, denied this entire statement see Exhibit 3, 4, and exhibit 5 thru 10.

21. Plaintiff, totally denied this statement.

22. Plaintiff, denied this statement see exhibit 3, 4, and exhibit 5 thru 10.

Date 8-9-06,
David Cooper, 7743
M.C.D.F.
P.O. Box 4599
Montgomery, AL 36195